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Attorneys for Plaintiff, SCOTT KOLLER

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SCOTT KOLLER, an individual, on behalf
of himself, the general public and those
similarly situated,

Plaintiff,

v.

DEOLEO USA, INC.; and MED FOODS,
INC.,

Defendants.

CASE NO. 3:14-cv-02400-RS

ORDER

STIPULATION TO CONTINUE CASE
DEADLINES PENDING CONTINUED
SETTLEMENT NEGOTIATIONS

1
2 WHEREAS, on November 6, 2017, the Parties participated in a private mediation before
3 The Honorable Edward A. Infante (Ret.);

4 WHEREAS, the Parties were able to make progress on several key settlement terms
5 during the course of the mediation;

6 WHEREAS, the Parties believe that they will benefit from continued settlement
7 negotiations and are nearing resolution of the case;

8 WHEREAS, in the near term, Plaintiff is required to submit a reply in support of his
9 motion for partial summary adjudication on November 14, 2017 and a hearing on the motion is
10 currently scheduled for December 6, 2017;

11 WHEREAS, the parties are also scheduled to appear at a case management conference on
12 December 7, 2017;

13 WHEREAS, the Parties believe it would be better to conserve time and resources
14 continuing to negotiate a settlement and finalizing a written settlement agreement if they reach
15 agreement on the material terms;

16 WHEREAS, pursuant to Local Civil Rule 6-1(b), a Court order is necessary to extend the
17 briefing schedule;

18 WHEREAS, the postponement will not impact any other scheduled dates;

19 WHEREAS, only one other time modification has been requested on this motion;

20 NOW, THEREFORE, IT IS STIPULATED, by and between the undersigned parties,
21 through their respective counsel of record, pursuant to Rule 6 and Local Civil Rules 6-1(b) and
22 2(a), that Plaintiff shall file his reply in support of his motion for partial summary judgment on
23 December 21, 2017, and the parties shall appear on January 4, 2018 at 1:30 for the hearing on that
24 motion and the case management conference.

25 STIPULATED AND AGREED:
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27
28

1 Dated: November 15, 2017

/s/ Kristen G. Simplicio

Adam J. Gutride

Seth A. Safier

Kristen G. Simplicio

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Attorneys for Plaintiff

7 Dated: November 15, 2017

/s/ Jeffrey Margulies

Jeffrey Margulies

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Attorneys for Defendant

Deoleo USA, Inc.

14 Pursuant to Local Civil Rule 6-2(a), and **GOOD CAUSE APPEARING THEREFOR**,
15 the stipulated schedule set forth above is hereby adopted.

16 **IT IS SO ORDERED.**

18 DATED: 11/15/17



19 THE HONORABLE RICHARD SEEBORG
20 UNITED STATES DISTRICT JUDGE